IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

MONDAY, THE 3RD DECEMBER 2007 / 12TH AGRAHAYANA 1929

WP(C).No. 35296 of 2007(B)

PETITIONER:

P.Y.MOHAMMED ASLAM, S/O.P.A.YAHIYA,
AGED 50 YEARS, RESIDING AT HOUSE NO.42/1600,
COMBARA, COCHIN - 18.

BY ADV. SRI.M.H.HANIL KUMAR

RESPONDENTS:

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1. BHARAT SANCHAR NIGAM LIMITED,
REPRESENTED BY ITS ASST.GENERAL MANAGER CP),
OFFICE OF PGMT, BSNL, ANNIE HALL ROAD,
CALICUT - 2.

2. ASST.GENERAL MANAGER,
BHARAT SANCHAR NIGAM LIMITED,
OFFICE OF PGMT, BSNL, ANNIE HALL ROAD,
CALICUT - 2.

BY ADV. SRI.C.S.RAMANATHAN-SC

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 03/12/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ANTONY DOMINIC, J.

W.P.(C) 35296 OF 2007

Dated: December 3, 2007

JUDGMENT

This writ petition has been filed for directing the 2nd respondent to issue tender forms to the petitioner and to consider the tender without insisting on EPF registration.

2. The writ petition has been filed following the issuance of Ext.P2, by the 2nd respondent, inviting tenders for execution of certain works. It is the admitted position that the petitioner does not possess EPF Registration and the tender notice itself says that tenders are invited from contractors who are having EPF registration. If that be so, the petitioner is ineligible to be issued tender forms.

3. However, the 2nd respondent submits before me that if the petitioner undertakes to obtain registration from the EPF Department, they are willing to issue tender documents.

4. Therefore, I direct that if the petitioner furnishes an undertaking that he will obtain registration from the EPF Department before submitting the tender, the petitioner will be issued tender documents.

This writ petition is disposed of as above.

ANTONY DOMINIC
JUDGE

Issue copy today itself.

mt/-